IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 10TH AUGUST 2007 / 19TH SRAVANA 1929

OP.No. 17868 of 1997(C)

PETITIONER:

K.J.JOHN, CHANAYIL HOUSE,
KATTACHIRA, PALLICKAL.

BY ADV. SRI.V.V.RAJA

RESPONDENTS:
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1. **STATE OF KERALA, REPRESENTED BY THE SECRETARY, FOOD & CIVIL SUPPLIES (D) DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE DISTRICT COLLECTOR, ALAPPUZHA.**

BY GOVERNMENT PLEADER SRI.V.K.MOHANAN

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 03//08/2007, THE COURT ON 10/08/2007 DELIVERED THE FOLLOWING:

ORDER ON C.M.P.NO.31868/1997 IN O.P.NO.17868/1997 B

DISMISSED

10/08/2007 **SD/-K.BALAKRISHNAN NAIR, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE NOTICE NO.CS9-6180/96 DTD. 12/12/1996 ISSUED BY THE 2ND RESPONDENT.**

EXT.P2: **COPY OF THE WRITTEN EXPLANATION DTD. 31/12/1996 FILED BY THE PETITIONER.**

EXT.P3: **COPY OF THE ORDER NO.CS9.6180/96 DTD. 21/01/1997 ISSUED BY THE 2ND RESPONDENT.**

EXT.P4: **COPY OF THE APPEAL DTD. 19/02/1997 FILED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.**

EXT.P5: **COPY OF THE INTERIM PETITION DTD. 19/02/1997 FILED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.**

EXT.P6: **COPY OF THE JUDGMENT IN O.P.NO.11368 OF 1997C DTD. 2/07/1997 OF THE HON'BLE HIGH COURT OF KERALA.**

EXT.P7: **COPY OF THE ORDER G.O.(RT) NO.268/97/F&CSD DTD.10/09/1997 ISSUED BY THE 1ST RESPONDENT.**

EXT.P8: **COPY OF THE JUDGMENT DTD. 22ND JUNE 2006 PASSED BY THE COURT OF JUDICIAL 1ST CLASS MAGISTRATE, MAVELIKKARA IN C.C.NO.722/2003.**

/TRUE COPY/

P.S.TO JUDGE

KSS

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

O.P.No.17868 OF 1997

Dated 10th April, 2007

JUDGMENT

Koshy,J.

It is submitted by the learned counsel for the petitioner that despite intimation there is no response from his client. In the above circumstances, the original petition is dismissed for non-prosecution and authorities are left with freedom to take appropriate action.

J.B.KOSHY
JUDGE

T.R.RAMACHANDRAN NAIR
JUDGE

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